

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

JAN 25 2002

MARK NEWBY, ET AL.,

Plaintiffs

VS.

ENRON CORPORATION, ET AL.,

Defendants

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Michael N. Milby, Clerk of Court

CIVIL ACTION NO. H-01-3624  
CONSOLIDATED CASES

ORDER

Pending before the Court in the above referenced action is a motion for intervention on behalf of Plaintiffs Ronald Frangione et al. to intervene and be heard on the motion of the Florida State Board of Administration and New York City Pension Funds for a Temporary Restraining order prohibiting Arthur Andersen LLP from destroying evidence and a limited lifting of the discovery stay (instrument #140).

Because counsel was heard during the hearing on the motion for a TRO, solely to clarify the record the Court

ORDERS Plaintiffs' motion to intervene is retroactively granted. Plaintiffs' further request for injunctive relief included within the motion is moot in light of the Court's order of January 23, 2001 (#159).

SIGNED at Houston, Texas, this 23<sup>rd</sup> day of January, 2002.



MELINDA HARMON  
UNITED STATES DISTRICT JUDGE